

B

Patent
2024728-7034082001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Robert Behl, et al

Serial No.: 09/6663,048

Filed: September 15, 2003

For: METHODS AND SYSTEMS FOR
FOCUSED BIPOLAR TISSUE ABLATION

) Group Art Unit: 3739

) Confirmation No.: 3396

) Examiner: Rosiland Kearney

TRANSMITTAL

M/S: Office of Patent Publication
Publishing Division, Drawing Processing Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

AUG 29 2003

Office of Patent Publication
Director's Office

Sir,

1. DOCUMENTS ENCLOSED:

In response to the NOTICE OF DRAWING INCONSISTENCY WITH
SPECIFICATION, which was mailed by the Patent Office on August 8, 2003,
enclosed are:

- ☒ Response to Notice of Drawings Inconsistency with Specification, 2 pages;
- ☒ Copy of Notice of Drawings Inconsistency with Specification, 2 pages;
- ☒ Formal Drawings (13 sheet);

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, Publication Division; Alexandria, VA 22313-1450

EV 348160438 US
Express Mail Label No.

August 27, 2003
Date of deposit

Maritza D. Kidd

Name of Person transmitting Paper

Maritza D. Kidd
Signature of Person depositing Paper

- ☒ Copy of Return receipt postcard with official stamp on September 15, 2000 (Exhibit A) 1 page;
- ☒ Copy of Application transmittal on September 15, 2000 (Exhibit B) 1 page;
- ☒ Transmittal and certificate of mailing, 2 pages;
- ☒ Return receipt postcard

Respectfully submitted,
BINGHAM McCUTCHEN LLP

Dated: 8-26-03

By: DT Burse
David T. Burse
Reg. No. 37,104



23639
PATENT TRADEMARK OFFICE

BINGHAM McCUTCHEN LLP
Three Embarcadero, Suite 1800
San Francisco, CA 94111-4067
(650) 849-4400

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Robert Behl, et al

Serial No.: 09/6663,048

Filed: September 15, 2003

For: METHODS AND SYSTEMS FOR
FOCUSED BIPOLAR TISSUE ABLATION

) **Group Art Unit:** 3739

) **Confirmation No.:** 3396

) **Examiner:** Rosiland Kearney

**RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION
AND RESUBMISSION OF FORMAL DRAWINGS**

M/S: **Office of Patent Publication**
Publishing Division, Drawing Processing Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

AUG 29 2003

Office of Patent Publication
Director's Office

Sir:

In response to the Notice of Drawings Inconsistency with Specification mailed August 8, 2003, for the above-referenced application, Applicant hereby resubmit Formal Drawings (13 sheets) filed on September 15, 2000.

According to the Notice of Drawings Inconsistency with Specification, the drawings contains Figures 11-A to 13, although the brief description of drawings in the specification refers to Figure 1-13. However, as evidenced herein, the formal drawings (Figures 1-13) were filed along with the patent application on September 15, 2000, and were received with the US Patent & Trademark Office (USPTO) as shown in the return receipt postcard that includes a stamp with the official date of receipt. (Exhibit A). Furthermore, the application transmittal refers to the enclosure of 13 sheets of formal drawings along with the specification on September 15, 2000 (Exhibit B).

Issuance and publication of patent is respectfully requested.

Although no fee is believed to be required, the Commissioner is hereby authorized to charge any fee which may be required, or credit any overpayment to Bingham McCutchen's Deposit Account No. 50-2518.

Any questions regarding the above resubmission of formal drawings should be brought to undersigned's attention.

Respectfully submitted,
BINGHAM McCUTCHEN LLP

Dated: 8-26-03

By: DT Burse
David T. Burse
Reg. No. 37,104

BINGHAM McCUTCHEN LLP
Three Embarcadero, Suite 1800
San Francisco, CA 94111-4067
(650) 849-4824

Customer No. 20350
TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
(415) 576-0200

ASSISTANT COMMISSIONER FOR PATENTS
BOX PATENT APPLICATION
Washington, D.C. 20231

Sir:

Transmitted herewith for filing under 37 CFR 1.53(b) is the

- ☒ patent application of
☐ continuation patent application of
☐ divisional patent application of
☐ continuation-in-part patent application of

Attorney Docket No. 16807-002400

"Express Mail" Label No. EL525625023US

Date of Deposit: September 15, 2000

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above, addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

By: Ron Anton
RON ANTON

Inventor(s)/Applicant Identifier: ROBERT S. BEHL, MORTON GROSSER & ALEXANDER L. HUANG

For: METHODS AND SYSTEMS FOR FOCUSED BIPOLAR TISSUE ABLATION

Enclosed are:

- ☒ 32 total page count of specification, claims & abstract
☒ 09 page(s) of claims
☒ 01 page of Abstract
☒ 13 sheet(s) of ☒ formal ☐ informal drawing(s).
☒ A ☐ signed ☒ unsigned Declaration.
☐

**In view of the Unsigned Declaration as filed with this application and pursuant to 37 CFR §1.53(f),
Applicant requests deferral of the filing fee until submission of the Missing Parts of Application.**

DO NOT CHARGE THE FILING FEE AT THIS TIME.

Telephone:
(415) 576-0200

Facsimile:
(415) 576-0300

James M. Heslin
Reg. No.: 29,541
Attorneys for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/663,048 ✓	09/15/2000 ✓	Robert S. Behl	16807-002400	3396

7590

08/08/2003

BOSTON SCIENTIFIC CORPORATION
PATENT DEPARTMENT (ATTN: BOX ANNUITY/MFEES)
ONE BOSTON SCIENTIFIC PLACE
NATICK, MA 01760

EXAMINER

KEARNEY, ROSILAND STACIE

ART UNIT PAPER NUMBER

3739

DATE MAILED: 08/08/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Received by Jessica M. Niro
AUG 19 2003



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/063,048			

EXAMINER	
ART UNIT	PAPER NUMBER
	19

DATE MAILED:

8-8-03

NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 9-15-00 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

The Brief Description refers to Figures 1-13

The drawings contain Figures 11A-13

Applicant is required to correct the above-noted inconsistency within a time limit of ONE MONTH from the date of this letter, or within the time remaining in the response period set forth in the Notice of Allowability to file corrected drawings, whichever is longer. NO EXTENSION OF THIS TIME LIMIT MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) or (b).

Failure to correct the above-noted inconsistency will result in **abandonment** of the application.

The application file will be held in the Publishing Division to await the correction of the inconsistency.

Office of Patent Publication
Publishing Division, Drawing Processing Branch
Customer Service: 703-308-6789 or 1-888-786-0101